

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

ADELAIDA RUELAS,	§	
	§	
<i>Plaintiff</i> ,	§	
	§	
V.	§	CASE NO. 4:12cv729
	§	Judge Clark/Judge Mazzant
WAL-MART IN ITS ASSUMED NAME	§	
OR COMMON NAME INCLUDING	§	
WAL-MART STORES TEXAS, L.P.,	§	
WAL-MART STORES INC., and	§	
WAL-MART STORES TEXAS, LLC	§	
	§	
<i>Defendants</i> .	§	

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On January 30, 2013, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Plaintiff's Motion to Remand [Doc. #5] be denied, and that Tom Barela be dismissed as improperly joined.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court.

It is, therefore, **ORDERED** that Plaintiff's Motion to Remand [Doc. #5] is **DENIED**.

It is further **ORDERED** that Tom Barela is **DISMISSED** with prejudice as improperly joined.

So **ORDERED** and **SIGNED** on March 7, 2013.

A handwritten signature in black ink, appearing to read "Ron Clark".

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Ron Clark  
United States District Judge